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MACY'S WEST STORES, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SHOKAT HAMED,

Plaintiff,

vs.

MACY'S WEST STORES, INC., and DOES  
1-50,

Defendants.

Case No. CV10-2790 JCS

**DEFENDANT MACY'S WEST  
STORES, INC.'S OBJECTIONS TO  
PLAINTIFF'S PROPOSED TRIAL  
EXHIBITS**

Location: Courtroom G, 15<sup>th</sup> Floor  
Judge: Hon. Joseph C. Spero

Pretrial Conference: July 7, 2011  
Trial date: July 18, 2011

Defendant Macy's West Stores, Inc. ("Defendant"), submit its objections to Plaintiff's  
Proposed Trial Exhibits, attached hereto as Exhibit "A."

Dated: June 27, 2011

LAFAYETTE & KUMAGAI LLP

/s/ Susan T. Kumagai  
SUSAN T. KUMAGAI  
Attorneys for Defendant  
MACY'S WEST STORES, INC.

**CERTIFICATE OF SERVICE**

I certify that a copy of this document was served electronically on June 27, 2011, on counsel of record in compliance with Federal Rule 5, Local Rule 5.6 and General Order 45, by use of the Court's ECF system.

/s/ Susan T. Kumagai  
Susan T. Kumagai

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Exhibit A

## DEFENDANT'S OBJECTIONS TO PLAINTIFF'S PROPOSED EXHIBITS

EX. NO.	DESCRIPTION	BATES NUMBER(S)	OBJECTIONS
43	Awards given to Plaintiff	SH 00038-00080	FRE 402; FRE 802
44	Plaintiff's Performance Evaluations	SH 000145, 000144, 000159, 000147; MACYS000075	FRE 402; FRE 802; foundation
45	Excerpts from Macy's 2005 Associate Guide	MACYS000593-597	FRE 402
46	Excerpt from Macy's Handbooks	MACYS000623	FRE 402
50	Showlee Khalessi Statement	MACYS000197	FRE 402; FRE 403; FRE 802; self-serving; foundation
51	Request for Personnel Records	MACYS000071-73	FRE 402
52	Acknowledgement of Receipt of Macy's Bullock's Handbook	SH 00162	
56	Paid Vacation Request	MACYS000788	FRE 402; FRE 403
57	Macy's Human Resources Policies	MACYS000818-821	FRE 402; FRE 403
58	Leave of Absence Notification	MACYS000033-45	FRE 402; FRE 403
59	Federated Employee Services Leave of Absence Policies	MACYS000016-20	FRE 402; FRE 403
60	Kaiser Records from Appointments with Dr. Linda Beck - Pgs. 338, 339, 340, 289, 290		FRE 402; FRE 802; foundation; authenticity
61	Kaiser Records from Appointments with Dr. Gary Stein - Pgs. 291-308, 174, 180, 181, 314-317, 228-233		FRE 402; FRE 802; foundation; authenticity
62	Kaiser Records of Appointments with Dr. Paul Chen - Pgs. 147-149, MACYS000101, Pgs. 14, 150-152, 194-196		FRE 402; FRE 802; foundation; authenticity
64	Medi-Cal Change Notice of Action	SH 00036	FRE 402; FRE 802; foundation; authenticity
66	Plaintiff EDD Application	SH 00130-00137	FRE 402; FRE 802; foundation; authenticity
67	Social Security Administration Notice	SH 00037	FRE 402; FRE 802; foundation; authenticity
70	Earnings and Hours Summaries and Job Information	MACYS000247-250, 274	FRE 402 as to Bates Numbers 247 & 249

EX. NO.	DESCRIPTION	BATES NUMBER(S)	OBJECTIONS
75	Declaration of Brenda Moore In Support of Motion for Summary Judgment		FRE 402; duplication
76	Amended Declaration of Brenda Moore In Support of Motion for Summary Judgment		FRE 402
77	Declaration of Joseph Dunnam In Support of Motion for Summary Judgment		FRE 402; duplication
78	Amended Declaration of Joseph Dunnam In Support of Motion for Summary Judgment		FRE 402
79	Declaration of Helen Morales In Support of Motion for Summary Judgment		FRE 402; duplication
80	Amended Declaration of Helen Morales In Support of Motion for Summary Judgment		FRE 402
81	Declaration of Christina Goodin In Support of Motion for Summary Judgment		FRE 402; duplication
82	Amended Declaration of Christina Goodin In Support of Motion for Summary Judgment		FRE 402
83	Supplemental Declaration of Christina Goodin In Support of Motion for Summary Judgment		FRE 402
84	Documents related to Plaintiff's job searches	SH 00168-00201	Foundation; authenticity
85	Report of Plaintiff's Expert Witness Richard Carlson		FRE 802
86	Attendance records, leave records, performance evaluations of, and complaints involving, T. J. Traversie	To be Subpoenaed	FRE 402; FRE 802; Violation of Constitutional Right to Privacy; foundation
87	Performance evaluations of, and complaints involving, Bahrt Arellano	To be Subpoenaed	FRE 402; FRE 802; Violation of Constitutional Right to Privacy; foundation
88	Performance evaluations of, and complaints involving, Jeffrey A. Baxter	To be Subpoenaed	FRE 402; FRE 802; Violation of Constitutional Right to Privacy; foundation

EX. NO.	DESCRIPTION	BATES NUMBER(S)	OBJECTIONS
89	Performance evaluations of, and complaints involving, Joseph C. Dunnam	To be Subpoenaed	FRE 402; FRE 802; Violation of Constitutional Right to Privacy; foundation
90	Performance evaluations of, and complaints involving, Scott Foley	To be Subpoenaed	FRE 402; FRE 802; Violation of Constitutional Right to Privacy; foundation
91	Performance evaluations of, and complaints involving, Christina Goodin, and documents related to the end of Christina Goodin's employment with Macy's	To be Subpoenaed	FRE 402; FRE 802; Violation of Constitutional Right to Privacy; foundation
92	Performance evaluations of, and complaints involving, Hanan Totah	To be Subpoenaed	FRE 402; FRE 802; Violation of Constitutional Right to Privacy; foundation
93	Performance evaluations of, and complaints involving, Ed Lamberger	To be Subpoenaed	FRE 402; FRE 802; Violation of Constitutional Right to Privacy; foundation
94	Performance evaluations of, and complaints involving, Brenda Moore	To be Subpoenaed	FRE 402; FRE 802; Violation of Constitutional Right to Privacy; foundation
95	Attendance records, performance evaluations of, and complaints involving, Helen Morales	To be Subpoenaed	FRE 402; FRE 802; Violation of Constitutional Right to Privacy; foundation
96	Performance evaluations of, and complaints involving, William S. Templeton	To be Subpoenaed	FRE 402; FRE 802; Violation of Constitutional Right to Privacy; foundation
97	Attendance records, leave records, performance evaluations of, and complaints involving, Jorge Aguilar	To be Subpoenaed	FRE 402; FRE 802; Violation of Constitutional Right to Privacy; foundation
98	Attendance records, leave records, performance evaluations of, and complaints involving, Marco Wu	To be Subpoenaed	FRE 402; FRE 802; Violation of Constitutional Right to Privacy; foundation

EX. NO.	DESCRIPTION	BATES NUMBER(S)	OBJECTIONS
99	Attendance records, leave records, performance evaluations of, and complaints involving, Raquel Echevarria	To be Subpoenaed	FRE 402; FRE 802; Violation of Constitutional Right to Privacy; foundation